

1 Drew C. Ensign (SBN 243956)
2 **HOLTZMAN VOGEL BARAN**
3 **TORCHINSKY & JOSEFIK PLLC**
4 2575 East Camelback Rd, Ste 860
5 Phoenix, AZ 85016
6 602-388-1262 (P)
7 densign@holtzmanvogel.com

8 *Counsel for the State of Montana*

9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 SECURITIES AND EXCHANGE
13 COMMISSION,

14 Plaintiff,

15 PAYWARD, INC.; PAYWARD VENTURES,
16 INC.,

17 Defendants.

Case No.: 3:23-cv-06003-WHO

**DECLARATION OF DREW C.
ENSIGN PURSUANT TO LOCAL
RULE 7-11**

Honorable William H. Orrick III

1 I, Drew. C. Ensign, declare as follows:

2 I am counsel for proposed *amicus curiae* the State of Montana (“Montana”).

3 Pursuant to Local Rule 7-11, on February 29, 2024, an attorney at the Montana Department
4 of Justice sought stipulation from the parties to the Court granting Montana’s request to file an
5 amicus brief in this matter. Defendants consented to such request. The SEC declined to take a
6 position but reserved the right to object upon review of the brief.

7
8 Dated: February 29, 2024

Respectfully submitted,

9 AUSTIN KNUDSEN
10 *Montana Attorney General*

11 By: /s/ Drew C. Ensign
12 Drew C. Ensign (SBN 243956)
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